

C. Remarks:

Upon entry of the amendments, claims 1-5, 7, 8, 14-17 and 19 will be pending in the application. Claims 9-13 are now cancelled. Claims 1 and 14-16 have been amended herein. No new matter has been added.

The withdrawal of claim rejections under 35 U.S.C. §112, second paragraph from the previous Office Action is acknowledged with appreciation.

Rejection Under 35 U.S.C. §112, first paragraph

Claims 1-5, 7-17 and 19 are rejected under 35 U.S.C. §112 as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s) had possession of the claimed invention. Without acceding to the propriety of the Examiner's rejection and merely to expedite prosecution, Applicants have amended claims 1 and 14-16.

Independent claim 1, as amended above and from which all remaining claims depend either directly or indirectly, recites a specific embodiment of the invention. Accordingly, Applicants submit that the amendment is fully supported by the disclosure on page 17 of the specification as filed.

Moreover, in response to the Advisory Action of November 7, 2006 in which the Examiner apparently provisionally rejects the claims for incorporating new matter, Applicants object. At least claim 12 of the specification as filed (and published as US20010053366) recites a "salt of deoxycholate." It is well settled in patent law that an original claim is part of the disclosure of the application at the time of filing, and forms as much a part of the application as if it had appeared in the body of the specification. See *In re Rasmussen*, 211 USPQ 323,326 n.5 (CCPA 1981); and *Bocciarelli v. Huffman*, 109 USPQ 385,388 (CCPA 1956). Accordingly, the instant specification contains sufficient disclosure to make it clear to one skilled in the art that Applicants were in possession of the claimed subject matter at the time of invention.

In view of the foregoing amendments and remarks, Applicants respectfully request reconsideration of the rejections and request a new search be performed if required.

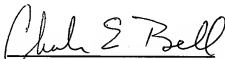
Conclusion:

Applicants submit that this paper is fully responsive and that the application is in condition for allowance. Such action is respectfully requested. Should any questions or issues arise concerning the application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

The Commissioner is hereby authorized to charge payment of any additional fees that may be required in connection with these papers, or credit any overpayment of same, to Deposit Account No. 08-1935, Reference No. 1324.024A.

Respectfully submitted,

Dated: November 22, 2006



Kathy Smith Dias, Reg. No. 41,707
Charles E. Bell, Reg. No. 48,128
Attorneys for Applicants
c/o Heslin Rothnberg Farley & Mesiti P.C.
Telephone: (518) 452-5600
Facsimile: (518) 452-5579
Customer Number 23405.